

TEMPORARY

NO. 62664

T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office DEC 16 1996

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 08 1996 under 62078

The applicant LOEB ENTERPRISES. LTD., hereby make application for permission to change the manner and place of use of water heretofore appropriated under Claim #353 of the Final Decree in Equity Docket No. A-3, "United States of American vs. Orr Water Ditch Company, et.al."

1. The source of water is Springs
2. The amount of water to be changed 1.90 CFS not to exceed 48.0 acre feet annually
3. The water to be used for dust control, compaction, turf and plant initiation and other construction purposes
4. The water heretofore permitted for as Decreed
5. The water is to be diverted at the following point Existing point of diversion is not described in the Decree. Plane table survey maps show Springs located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, T.20N., R. 20 E., M.D.B.&M.
6. The existing permitted point of diversion is located within
7. Proposed place of use See Exhibit #1 attached
8. Existing place of use 15.0 acres within the S $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, T.20N., R.20E., M.D.B.&M. and within the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, T.20N., R.20E., M.D.B.&M. The Decree and Decree maps do not show exact location of this 15.0 acres.
9. Use will be from as Decreed to as Decreed of each year.
10. Use was permitted from as Decreed to as Decreed of each year.
11. Description of proposed works Water will be diverted from existing springs into storage ponds and distributed throughout the proposed place of use.
12. Estimated cost of works in excess of \$10,000.00
13. Estimated time required to construct works one month
14. Estimated time required to complete the application of water to beneficial use one year
15. Remarks: Water will be used for construction of the Wingfield Springs Golf Course and adjacent residential and commercial developments. See Map filed with Permit #61500-T & 62078.

By Robert E. Firth
s/ Robert E. Firth
360 East Riverview Cr.
Reno, NV 89509

Compared cl/nsr cl/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use and manner of use of the waters of Spanish Springs and Spanish Springs Reservoir as heretofore granted under Claim 353, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report of the water diverted and placed to beneficial use must be submitted to the State Engineer and Federal Water Master on a quarterly basis within 15 days after the end of each calendar quarter.

This temporary permit is issued subject to the regulation of the irrigation season as established by the Federal Water Master.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on February 25, 1998 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.90 cubic feet per second, but not to exceed 48.0 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

Proof of the application of water to beneficial use shall be filed on or before:

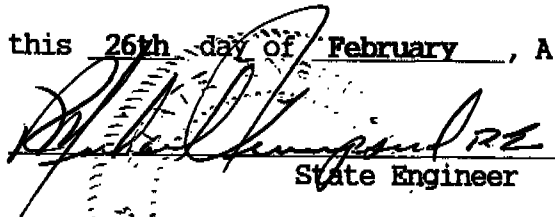
Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of February, A.D. 1997


State Engineer

TEMPORARY

EXPIRED
DATE FEB 26 1998

EXHIBIT 1

62664-T

Proposed Place of Use

Section 1, T. 20 N., R. 20 E., M.D.B. & M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ - 80.0 acres
SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 40.0 acres

Section 12, T. 20 N., R. 20 E., M.D.B. & M.

All - 640 acres

Section 13, T. 20 N., R. 20 E., M.D.B. & M.

NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 40.0 acres
NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 40.0 acres
SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 41.94 acres
SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 39.21 acres
NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 5.27 acres
NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 7.19 acres
NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 40.0 acres
NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 34.81 acres
SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 15.41 acres
SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 6.32 acres

Section 14, T. 20 N., R. 20 E., M.D.B. & M.

NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 7.46 acres
SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 1.27 acres
NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 7.56 acres
SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 4.54 acres
SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 7.31 acres
NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 8.59 acres
NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 3.08 acres

Section 15, T. 20 N., R. 20 E., M.D.B. & M.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 0.58 acres
SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 4.12 acres

Section 22, T. 20 N., R. 20 E., M.D.B. & M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 3.85 acres
SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 3.77 acres

